

IN THE SUPREME COURT  
OF THE STATE OF WASHINGTON

MAR 16 2007  
CLERK OF SUPREME COURT  
STATE OF WASHINGTON

FILED

Matthew R. Ruth,  
Petitioner,

VS.

State of Washington,  
Respondent.

No. 78611-9

Statement of additional  
Authority pursuant to  
RAP 10.8

I. IDENTITY OF MOVING PARTY

Petitioner, Matthew R. Ruth, hereby ask this court to accept this additional authority.

II. Authority cited

Petitioner wishes to add State v. Pittman, 2006 Wn. App. LEXIS 1275 (Motion to Publish 7/24/2006) to the question of whether counsel was ineffective for failure to request lesser included instruction of assault in the second degree.

Respectfully submitted

This 11th day of March, 2007

Matthew R. Ruth  
Matthew R. Ruth